

DOCKET NO. 08 CPN-30

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RECEIVED

Karin
Candy
Norma
Kevin
DeFeisla

**Application for a
CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY
BEFORE THE
PUBLIC SERVICE COMMISSION**

Prepared for:

Town of Felton
P.O. Box 329
Felton, DE 19943

Prepared by:

DAVIS, BOWEN & FRIEDEL, INC.
Architects, Engineers & Surveyors
23 North Walnut Street
Milford, Delaware 19963

October 2008

**APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY REQUIRED TO BEGIN OR EXPAND THE BUSINESS OF A
PUBLIC UTILITY**

BEFORE THE PUBLIC SERVICE COMMISSION

Application Fee: \$300 for filing each extension to a CPCN
 \$750 for filing each original application for a new water
 utility 26 Del. C. §114(a)

This form of application must be filed for each new or expanding water system pursuant to 26 Del. C. §203C.

WATER UTILITIES:

1. Basis for application:

- ☐ a. Water in the proposed service area does not meet the Regulations Governing Drinking Water Standards of the State Board of Health for human consumption (26 Del. C. §203C.(d)(2)(a)); or
- ☐ b. Water supply in the proposed service area is insufficient to meet the projected demand (26 Del. C. §203C (d)(2)(b)); or
- ☐ c. The applicant is in the possession of a signed service agreement with the developer of a proposed subdivision or development, which subdivision or development has been duly approved by the respective county government (26 Del. C. §203C (e)(1)(a)); or
- ☒ d. The applicant is in possession of a petition signed by a majority of the parcel owners of the proposed territory to be served (26 Del. C. §203C (e)(1)(b)); or **(See attachment 1)**
- ☐ e. The applicant is in possession of duly certified copy of a resolution from the governing body of a county or municipality requesting the applicant to provide service to the proposed territory to be served (26 Del. C. §203C (e)(1)(c)); or

2. To obtain a Certificate of Public Convenience and Necessity ("CPCN") to provide adequate water service to customers and meet the Regulations Governing Drinking Water Standards of the State Board of Health for human consumption (26 Del. C. §203C (a)).

3. **Town of Felton** requests an informal fact finding procedure during review of application.

4. (a.) **Full legal name and address of Applicant:**
The Town of Felton
P.O. Box 329
Felton, DE 19943
- (b.) **Full name of the Utility's designated representative:**
Rebecca Greene
- (c.) **Phone No.: 302-284-9365**
- (d.) **Fax No.: 302-284-3449**
- (e.) **Email address: feltonde@comcast.net**
5. Supporting documentation required by 26 Del. C. §203E(1), including evidence that all landowners of the proposed territory have been notified of application: **See attachment 2**
6. A complete list of county tax map parcel number(s) for the area covered by the application: **See attachment 3**
7. A complete list of county tax map parcel numbers with corresponding names and addresses of property owners and a copy of the tax map(s) for the area: **See attachment 3**
8. The Applicant hereby certifies that the extension will satisfy the provisions of 26 Del. C. §403C, including:
- (a.) The Applicant is currently furnishing water to its present customers in Delaware in such a fashion that water pressure at every house supplied is at least 25 psi at all times at the service connection.
- (b.) The Applicant shall furnish water to the house or separate location of each new customer in Delaware at a pressure of at least 25 psi at each location or house at all times at the connection while continuing also to supply each old customer at a pressure of at least 25 psi at each house at all times at the service connection.
- (c.) The Applicant is currently not subject to a finding by the appropriate federal or state regulatory authority that they have materially failed to comply with applicable safe drinking water or water quality standards; and
- (d.) The applicant is not subject to any Order issued by the Commission finding that **Town of Felton** has materially failed to provide adequate or proper safe water services to existing customers.

9. Copies of petitions signed by landowners showing a majority of the parcel owners of the proposed territory to be served agree with the filing of a CPCN to permit Applicant to provide them with public water. **See attachment 1**

(a.) A copy of the application must be sent to State Fire Marshall, Public Health Department, and Department of Natural Resources.

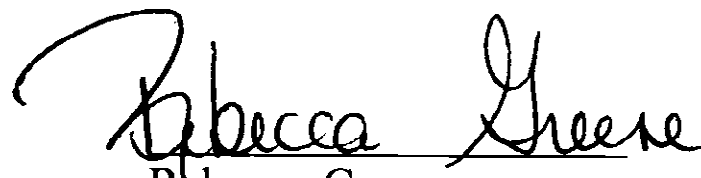
1.) The current Status of such application is: Submitted

(b.) The applicant provides the following additional information with this application;

- 1.) A corporate history including dates of incorporation, subsequent acquisitions and/or mergers N/A
- 2.) A chart, which depicts the inter-company relationships. N/A
- 3.) A map identifying all areas, include all towns, cities, counties and other government subdivisions to which service is already provided; **See attachment 4**
- 4.) All copies of Applicant's annual reports to stockholders and that of its subsidiaries, and parent for the last two years. N/A
- 5.) Applicant's audited financial statements, 10K's and all proxy material for the last two years. N/A
- 6.) Any additional information required by PSC Staff will be made available on request.

By submitting this application, **Town of Felton** hereby certifies that we have reviewed the appropriate tax or land record documents; and that according to those documents, the landowners identified in the parcel lists are the landowners of record and that the petitions contained in this application have been signed by the landowners of record.

Respectfully submitted,


Rebecca Greene
Designated Representative

Attachment 1

Questionnaire Portion

Owner Name(s)

Heritage Homes Inc.

(Please Print and include all legal owners)

Tax Map No.:

SM07-128.19-02-03.00 through 20.00 and
SM07-128.19-02-22.00 through 31.00

Property Address:
(Please Print)

Rosewood Farms

Cattle Drive Felton, De. 19943

Your Mailing Address:

(If other than the property address):

111 Cattle Dr., Felton, De. 19943

Please check one:



I / We are interested in being acknowledged as part of the Town of
Felton's CPCN territory



I / We are not presently interested.

Property Owner(s) Signature:

(Please have all legal owners sign individually)

Clarence E. Voshell, Pres, Sec.

Please return to:

Janet M. Lardner
Davis, Bowen & Friedel, Inc.
23 North Walnut Street
Milford, DE 19963

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SEP 9 2008

DAVIS, BOWEN
& FRIEDEL



DAVIS,
BOWEN &
FRIEDEL, INC.

ARCHITECTS ENGINEERS SURVEYORS

Gerald G. Friedel, P.E.
Michael R. Wigley, AIA
Randy B. Duplechain, P.E.
Charles R. Woodward Jr., LS
Jo Anne Williams, P.E.
Charles A. Hauser, P.E.
W. Zachary Crouch, P.E.

June 16, 2008

Heritage Homes, Inc.
111 Cattle Drive
Felton, DE 19943

RE: Future Water Service from the Town of Felton
Tax Parcel No. SM07-128.19-02-03.00 through 20.00 and
SM07-128.19-02-22.00 through 31.00

The Town of Felton provides public water service to selected properties in the greater Felton area. The Town is currently designing its future water service territory in compliance with the regulations of the Public Service Commission.

In accordance with 26 Delaware Code 203-C this letter is being distributed to all property owners in the area currently being considered for future water service. Your property is currently being provided water from the Town but is not acknowledged as part the Town's CPCN territory. By completing and returning the questionnaire portion within this letter you express your interest to be included in the public water service territory of the Town of Felton.

Please complete the attached sheet and return it with the required information to Davis, Bowen & Friedel, Inc no later than July 16, 2008. If you have any questions regarding the water service territory, contact me at 424-1441.

Sincerely,

Janet M. Lardner
GIS Specialist

Questionnaire Portion

Owner Name(s)

DENISE L. ABBOTT

(Please Print and include all legal owners)

Tax Map No.:

SM07-128.19-01-38.01

Property Address:
(Please Print)

9345 Burnite Mill Rd.

Felton, DE 19943

Your Mailing Address:

(If other than the property address):

Please check one:



I / We are interested in being acknowledged as part of the Town of Felton's CPCN territory



I / We are not presently interested.

Property Owner(s) Signature:

(Please have all legal owners sign individually)

Denise L. Abbott

Please return to:

RECEIVED

JUN 25 2008

DAVIS
BOWEN
FRIEDEL

Janet M. Lardner
Davis, Bowen & Friedel, Inc.
23 North Walnut Street
Milford, DE 19963



DAVIS,
BOWEN &
FRIEDEL, INC.

ARCHITECTS ENGINEERS SURVEYORS

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Jo Anne Williams, P.E.
Charles A. Hauser, P.E.
W. Zachary Crouch, P.E.

June 16, 2008

Denise L. Abbott
9345 Burnite Mill Road
Felton, DE 19943

RE: Future Water Service from the Town of Felton
Tax Parcel No. SM07-128.19-01-38.01

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Sincerely,

Janet M. Lardner
GIS Specialist

Questionnaire Portion

Owner Name(s)

FELTON WEST, LLC

(Please Print and include all legal owners)

Tax Map No.:

SM07-128.04-01-01.00

Property Address:

(Please Print)

PEACH BASKET

FELTON, DE

Your Mailing Address:

(If other than the property address):

16054 S. DuPont Hwy

HARRINGTON, DE

Please check one:



I / We are interested in future connection to public water service through the Town of Felton.



I / We are not presently interested.

Property Owner(s) Signature:

(Please have all legal owners sign individually)

James Schiff

Please return to:

Janet M. Lardner
Davis, Bowen & Friedel, Inc.
23 North Walnut Street
Milford, DE 19963

RECEIVED

JUL 15 2008

DAVIS, BOWEN
& FRIEDEL

Gerald G. Friedel, P.E.
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Randy B. Duplechain, P.E.
Charles R. Woodward, Jr., LS
Jo Anne Williams, P.E.
Charles A. Hauser, P.E.
W. Zachary Crouch, P.E.

June 16, 2008

Felton West, LLC
16054 S. DuPont Hwy
Harrington, DE 19952

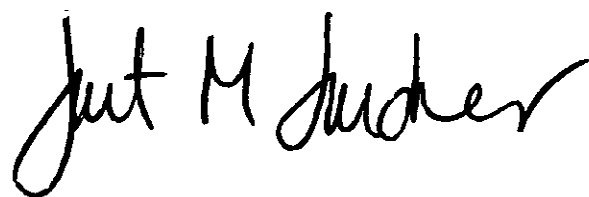
RE: Future Water Service from the Town of Felton
Tax Parcel No. SM07-128.04-01-01.00

The Town of Felton provides public water service to selected properties in the greater Felton area. The Town is currently designing its future water service territory in compliance with the regulations of the Public Service Commission.

In accordance with 26 Delaware Code 203-C this letter is being distributed to all property owners in the area currently being considered for future water service. By completing and returning the questionnaire portion within this letter you express your interest to be included in the public water service territory of the Town of Felton. Water service cannot be extended to your property without an approved CPCN. Once the service territory is approved, you may request service from the Town.

Please complete the attached sheet and return it with the required information to Davis, Bowen & Friedel, Inc no later than July 16, 2008. If you have any questions regarding the water service territory, contact me at 424-1441.

Sincerely,



Janet M. Lardner
GIS Specialist

Questionnaire Portion

Owner Name(s)

MITCHELL ALAN GODWIN

(Please Print and include all legal owners)

JOHN OMAR GODWIN JR.

Tax Map No.:

SM07-129.17-01-32.00

Property Address:

(Please Print)

11102 South Dupont Hwy

FELTON, DE. 19943

Your Mailing Address:

(If other than the property address):

66 DENNY CIRCLE

NEWARK, DE 19702

Please check one:



I / We are interested in future connection to public water service through the Town of Felton.



I / We are not presently interested.

Property Owner(s) Signature:

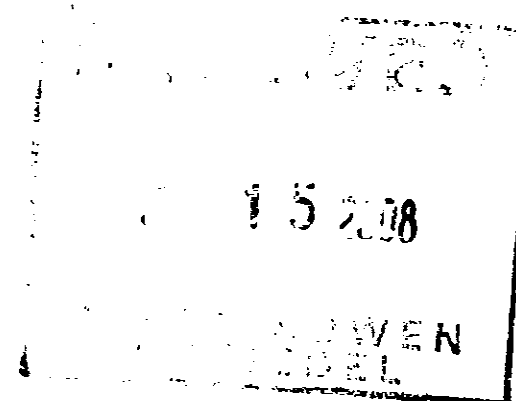
(Please have all legal owners sign individually)

Mitchell Alan Godwin

John O. Godwin Jr.

Please return to:

Janet M. Lardner
Davis, Bowen & Friedel, Inc.
23 North Walnut Street
Milford, DE 19963





DAVIS,
BOWEN &
FRIEDEL, INC.

ARCHITECTS ENGINEERS SURVEYORS

Gerald G. Friedel, P.E.
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Randy B. Duplechain, P.E.
Charles R. Woodward, Jr., LS
Jo Anne Williams, P.E.
Charles A. Hauser, P.E.
W. Zachary Crouch, P.E.

June 16, 2008

Mitchell Alan Godwin
John Omar Godwin, Jr.
66 Denny Circle
Newark, DE 19702

RE: Future Water Service from the Town of Felton
Tax Parcel No. SM07-129.17-01-32.00

The Town of Felton provides public water service to selected properties in the greater Felton area. The Town is currently designing its future water service territory in compliance with the regulations of the Public Service Commission.

In accordance with 26 Delaware Code 203-C this letter is being distributed to all property owners in the area currently being considered for future water service. By completing and returning the questionnaire portion within this letter you express your interest to be included in the public water service territory of the Town of Felton. Water service cannot be extended to your property without an approved CPCN. Once the service territory is approved, you may request service from the Town.

Please complete the attached sheet and return it with the required information to Davis, Bowen & Friedel, Inc no later than July 16, 2008. If you have any questions regarding the water service territory, contact me at 424-1441.

Sincerely,

Janet M. Lardner
GIS Specialist

Questionnaire Portion

Owner Name(s)

Stephen R Welch

(Please Print and include all legal owners)

Tax Map No.:

SM07-129.00-01-05.00

Property Address:
(Please Print)

EAST side of 240 Turkey Point Rd.
IN THE TOWN OF FELTON

Your Mailing Address:
(If other than the property address):

4407 Sandtown RD
Felton Del 19943

Please check one:



I / We are interested in future connection to public water service through the Town of Felton.



I / We are not presently interested.

Property Owner(s) Signature:
(Please have all legal owners sign individually)

Stephen R Welch

Please return to:

Janet M. Lardner
Davis, Bowen & Friedel, Inc.
23 North Walnut Street
Milford, DE 19963



DAVIS,
BOWEN &
FRIEDEL, INC.

ARCHITECTS ENGINEERS SURVEYORS

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Charles R. Woodward, Jr., LS
Jo Anne Williams, P.E.
Charles A. Hauser, P.E.
W. Zachary Crouch, P.E.

June 16, 2008

Stephen R. Welch
3548 Barratts Chapel Road
Frederica, DE 19946

RE: Future Water Service from the Town of Felton
Tax Parcel No. SM07-129.00-01-05.00

The Town of Felton provides public water service to selected properties in the greater Felton area. The Town is currently designing its future water service territory in compliance with the regulations of the Public Service Commission.

In accordance with 26 Delaware Code 203-C this letter is being distributed to all property owners in the area currently being considered for future water service. By completing and returning the questionnaire portion within this letter you express your interest to be included in the public water service territory of the Town of Felton. Water service cannot be extended to your property without an approved CPCN. Once the service territory is approved, you may request service from the Town.

Please complete the attached sheet and return it with the required information to Davis, Bowen & Friedel, Inc no later than July 16, 2008. If you have any questions regarding the water service territory, contact me at 424-1441.

Sincerely,

Janet M. Lardner
GIS Specialist

Questionnaire Portion

Owner Name(s)

Brent E. Pandel

(Please Print and include all legal owners)

Paulena E. Pandel

Tax Map No.:

SM07-129.00-01-04.00

Property Address:
(Please Print)

(County Road 240)
East Side of Turkey Point Road
in the Town of Felton.

Your Mailing Address:

(If other than the property address):

P.O. Box 307

Felton, DE 19943

Please check one:



I / We are interested in future connection to public water service through the Town of Felton.



I / We are not presently interested.

Property Owner(s) Signature:

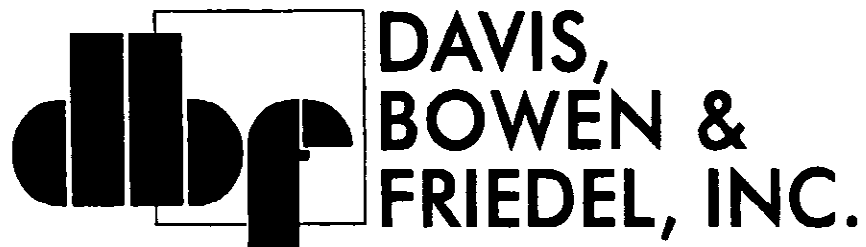
(Please have all legal owners sign individually)

Brent E. Pandel

Paulena E. Pandel

Please return to:

Janet M. Lardner
Davis, Bowen & Friedel, Inc.
23 North Walnut Street
Milford, DE 19963



ARCHITECTS ENGINEERS SURVEYORS

Gerald G. Friedel, P.E.
Michael R. Wigley, AIA
Randy B. Duplechain, P.E.
Charles R. Woodward, Jr., LS
Jo Anne Williams, P.E.
Charles A. Hauser, P.E.
W. Zachary Crouch, P.E.

June 16, 2008

Brent E. & Paulena Pandel
924 Turkey Point Road
Felton, DE 19943

RE: Future Water Service from the Town of Felton
Tax Parcel No. SM07-129.00-01-04.00

The Town of Felton provides public water service to selected properties in the greater Felton area. The Town is currently designing its future water service territory in compliance with the regulations of the Public Service Commission.

In accordance with 26 Delaware Code 203-C this letter is being distributed to all property owners in the area currently being considered for future water service. By completing and returning the questionnaire portion within this letter you express your interest to be included in the public water service territory of the Town of Felton. Water service cannot be extended to your property without an approved CPCN. Once the service territory is approved, you may request service from the Town.

Please complete the attached sheet and return it with the required information to Davis, Bowen & Friedel, Inc no later than July 16, 2008. If you have any questions regarding the water service territory, contact me at 424-1441.

Sincerely,

Janet M. Lardner
GIS Specialist

Attachment 2



**DAVIS,
BOWEN &
FRIEDEL, INC.**

ARCHITECTS ENGINEERS SURVEYORS

Gerald G. Friedel, P.E.
Michael P. Wigley, AIA
Randy B. Duplchain, P.E.
Charles R. Woodward, Jr., LS
Jo Anne Williams, P.E.
Charles A. Hauser, P.E.
W. Zachary Crouch, P.E.

September 9, 2008

Heritage Homes, Inc.
111 Cattle Drive
Felton, DE 19943

Subject: Application for a Certificate of Public Convenience and Necessity (CPCN)
Notification of Inclusion
Parcel No. SM07-128.19-02-03.00 through 20.00 and
SM07-128.19-02-22.00 through 31.00

Dear Homeowner:

The Town of Felton has included your property within an area of possible future water service, which will be described through Certificate of Public Convenience and Necessity, as regulated by the Public Service Commission (PSC). If you agree to the inclusion of your property in the Town's water service territory, no action on your part is required.

The PSC requires the Town to provide you with the following information, exactly as written, on how you may opt out or take other action regarding the CPCN application.

- (1) Pursuant to Title 26, Sub-chapter 203C (e) of the Delaware Code, an application for a Certificate of Public Convenience and Necessity (CPCN) will be submitted to the Delaware Public Service Commission on or about October 9, 2008. Your property has been included within an area the Town of Felton intends to serve with public water and we are required to inform you of certain information. The area to be served is tax parcel number SM07-128.19-02-03.00 through 20.00 and SM07-128.19-02-22.00 through 31.00. If you agree to the inclusion of your property in the proposed service area, no action on your part is required.
- (2) Pursuant to current law, you may file an objection to receiving water service from the Town of Felton. Under Delaware law, the Public Service Commission cannot grant a CPCN to the Town of Felton for the proposed service area, including your property, if a majority of the

landowners in the proposed service area object to the issuance of the CPCN. If you object to receiving water service from the Town of Felton, you must notify the Commission, in writing, within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.

- (3) Pursuant to current law, you may also elect to opt-out of inclusion in the proposed service area. The term "opt-out" means that you decide that you do not want to receive water service from the Town of Felton, even if a majority of the landowners in the proposed service area do elect to receive water service from the Town of Felton. If you decide that you do not want to receive water service from the Town of Felton and instead wish to opt-out, you must notify the Commission, in writing, within sixty days of your receipt of this notice or within thirty days of filing of the completed application for CPCN, whichever is greater.

- (4) You may also request a public hearing on this matter. A request for a public hearing must be made in writing to the Commission within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.

- (5) The written notice of your decision to object to the issuance of the CPCN, the opt-out of receiving water service from the Town of Felton, and /or your written request for a public hearing, shall be sent to the Secretary of the Delaware Public Service Commission at the following address:

Secretary
Delaware Public Service Commission
861 Silver Lake Blvd
Dover, DE 19904

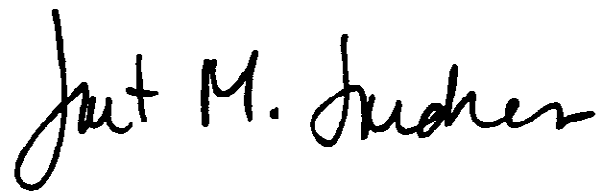
- (6) Any written notice you send to the Commission must include the description of the service area referred to in paragraph (1) above and the name of the applicant so the Commission will be able to identify the CPCN application to which your notice is related.

- (7) Questions regarding objections, opt-outs, and hearings may be directed to:
Kevin Neilson
Delaware Public Service Commission
861 Silver Lake Boulevard
Dover, DE 19904

If you do not want your property included in the Town of Felton's proposed service territory or if you are opposed to the Town of Felton providing services in the area, then you must do something under one or more of the above options within 60 days of receiving this letter.

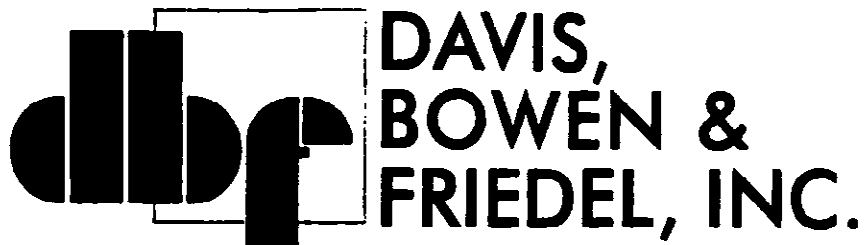
On behalf of the Town of Felton, this letter is submitted to you in compliance with 26 Del. C. § 203C (e) (1).

Sincerely,

A handwritten signature in black ink that reads "Janet M. Lardner". The signature is written in a cursive, flowing style.

Janet M. Lardner
GIS Specialist

By certified Mail



ARCHITECTS ENGINEERS SURVEYORS

Gerald G. Friedel, P.E.
Michael R. Wigley, AIA
Randy B. Dupiechain, P.E.
Charles R. Woodward, Jr., LS
Jo Anne Williams, P.E.
Charles A. Hauser, P.E.
W. Zachary Crouch, P.E.

September 9, 2008

Mr. Kevin Gibbs
Crossway Development Association
4640 Forbes blvd, Suite 100
Lanham, MD 20706

RE: Future Water Service from the Town of Felton

Mr. Gibbs:

As you may recall an interest letter was sent to Mr. Welch and Mr. & Mrs. Pandel regarding the future water service territory for the Town of Felton. The enclosed letter to each of the homeowners is the legal letter, required by the Public Service Commission which is sent to all properties being included within a water companies CPCN territory. Please forwarded the enclosed to the homeowners, there is no action required by the homeowner unless they request to opt out of the proposed territory. If the homeowner requests to opt out of the territory the instructions on how to do so are provided in letter. If you have any questions regarding the letter and/or the water service territory, please contact me at 424-1441.

Sincerely,

A handwritten signature in black ink, appearing to read 'Janet M. Lardner'.

Janet M. Lardner
GIS Specialist

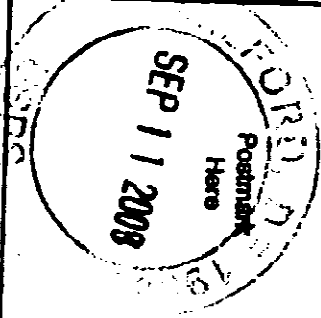
Enclosure

U.S. Postal Service[™]
CERTIFIED MAIL[™] RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$.43
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.33



Sent To Leon R Donovan
Street, Apt. No. 204 E. Center St
or PO Box No. Warrington DE 19952
City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

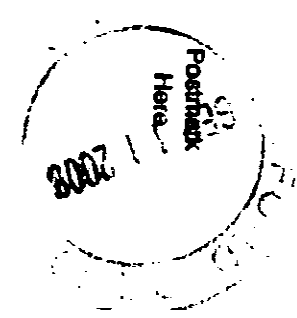
7004 2510 0005 1481 1278

U.S. Postal Service[™]
CERTIFIED MAIL[™] RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$.42
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.32



Sent To Mitchell & John Godwin
Street, Apt. No. 16 Denny Circle
or PO Box No. Newark DE 19702
City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

7004 2510 0005 1482 5282

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Leon R. Donovan
204 E. Center Street
Harrington, DE 19952

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature]
☒ Agent
☐ Addressee
B. Received by (Printed Name) Leon R. Donovan
C. Date of Delivery
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mitchell Alan Godwin
John Omar Godwin Jr
16 Denny Circle
Newark DE 19702

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature]
☒ Agent
☐ Addressee
B. Received by (Printed Name) Mitchell & John Godwin
C. Date of Delivery
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
(Transfer from service label)

7004 2510 0005 1481 1278

2. Article Number
(Transfer from service label)

7004 2510 0005 1482 5282

7004 2510 0005 1482 5282

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

Postage	\$ 4.83
Certified Fee	2.4070
Return Receipt Fee (Endorsement Required)	2.8520
Restricted Delivery Fee (Endorsement Required)	3.32
Total Postage & Fees	\$ 5.28

Postmark
Here
SEP 11 2008

Sent To
Street, Apt. No.,
or PO Box No.
City, State, ZIP+4[®]

Felton West LLC
16054 S. DuPont Hwy
Harrington DE 19952

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
Print your name and address on the reverse so that we can return the card to you.
Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☒ Agent ☐ Addressee
Beth A. Clark
B. Received by (Printed Name) C. Date of Delivery
Beth A. Clark 9/15/08
D. Is delivery address different from item 1? ☐ Yes ☒ No
If YES, enter delivery address below:

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
Print your name and address on the reverse so that we can return the card to you.
Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☒ Agent ☐ Addressee
Heritage Homes, Inc.
B. Received by (Printed Name) C. Date of Delivery
Heritage Homes, Inc. 9/12/08
D. Is delivery address different from item 1? ☐ Yes ☒ No
If YES, enter delivery address below:

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

Postage	\$ 4.72
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.8520
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.82

Postmark
Here
SEP 11 2008

Sent To
Street, Apt. No.,
or PO Box No.
City, State, ZIP+4[®]

Heritage Homes Inc
111 Cattle Drive
Felton DE 19943

PS Form 3800, June 2002 See Reverse for Instructions

Felton West LLC
16054 S. DuPont Hwy
Harrington DE 19952

Article Number
(Transfer from service label)

7004 2510 0005 1481 1308

2. Article Number
(Transfer from service label)

7004 2510 0005 1481 1261

Heritage Homes, Inc.
111 Cattle Drive
Felton, DE 19943

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☒ No

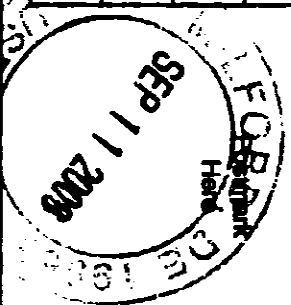
3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☒ No

U.S. Postal ServiceTM
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(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 4.20
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.32



Sent To Denise L. Abbott
Street, Apt. No., or PO Box No. 9345 Burnite Hill Rd
City, State, ZIP+4[®] Felton DE 19943

PS Form 3800, June 2002

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Denise L. Abbott
9345 Burnite Mill Road
Felton, DE 19943

COMPLETE THIS SECTION ON DELIVERY

- A. Signature ☐ Agent
☒ Denise L. Abbott ☐ Addressee
- B. Received by (Printed Name) ☐ Date of Delivery
9/12/08
- D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes

Article Number
(Transfer from service label)

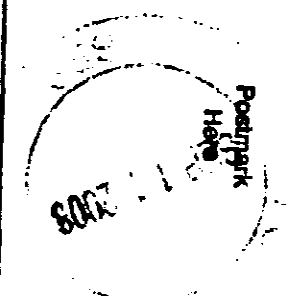
7004 2510 0005 1481 1292

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 4.20
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.32



Sent To Christopher DuFresne
Street, Apt. No., or PO Box No. 431 Cattle Dr
City, State, ZIP+4[®] Felton DE 19943

PS Form 3800, June 2002

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Christopher DuFresne
431 Cattle Drive
Felton, DE 19943

COMPLETE THIS SECTION ON DELIVERY

- A. Signature ☐ Agent
☒ Chris DuFresne ☐ Addressee
- B. Received by (Printed Name) ☐ Date of Delivery
9/12/08
- D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
(Transfer from service label)

7004 2510 0005 1481 1285

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

Postage	\$ 4.20	Postmark Here SEP 11 2003
Certified Fee	2.70	
Return Receipt Fee (Endorsement Required)	2.20	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 5.38	

Sent To Thelma M. Kemp
Street, Apt. No. 9383 Burnite Mill Rd
or PO Box No. Felton DE 19943
City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

7004 2510 0005 1481 1247

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Thelma Marie Kemp
9383 Burnite Mill Road
Felton, DE 19943

COMPLETE THIS SECTION ON DELIVERY

A. Signature Thelma M. Kemp ☐ Agent ☒ Addressee

B. Received by (Printed Name) Thelma M. Kemp ☐ Agent ☒ Addressee

C. Date of Delivery 9/12/03

D. Is delivery address different from item 1? ☐ Yes ☒ No
If YES, enter delivery address below:

3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Return Receipt for Merchandise ☐ Registered ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☒ No

Article Number
(Transfer from service label)

7004 2510 0005 1481 1247

2. Article Number
(Transfer from service label)

Mr. Kevin Gibbs
Crossway Development Assoc.
4640 Forbes Blvd, Suite 100
Lanham, MD 20706

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Return Receipt for Merchandise ☐ Registered ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes ☒ No

7004 2510 0005 1481 1223

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

Postage	\$ 5.49	Postmark Here SEP 11 2003
Certified Fee	2.70	
Return Receipt Fee (Endorsement Required)	2.20	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 5.49	

Sent To Mr. Kevin Gibbs
Street, Apt. No. 4640 Forbes Blvd Suite 100
or PO Box No. Lanham MD 20706
City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

7004 2510 0005 1481 1223

COMPLETE THIS SECTION ON DELIVERY

A. Signature Kevin Gibbs ☒ Agent ☐ Addressee

B. Received by (Printed Name) Kevin Gibbs ☐ Agent ☒ Addressee

C. Date of Delivery 9-15-03

D. Is delivery address different from item 1? ☐ Yes ☒ No
If YES, enter delivery address below:

Attachment 3

CPCN Application						
Tax parcel #	Last Name	First Name	Address	Town	State	Zip
SM07-128.19-02-21.00	DuFresne	Christopher	431 Cattle Drive	Felton	DE	19943
SM07-128.19-01-38.00	Kemp	Thelma Marie	9383 Burnite Mill Road	Felton	DE	19943
SM07-129.00-01-3.00	Donovan	Leon R.	204 E. Center Street	Harrington	DE	19952
SM07-128.19-01-38.01	Abbott	Denise L.	9345 Burnite Mill Road	Felton	DE	19943
SM07-128.04-01-1.00	Felton West, LLC		16054 S. DuPont Hwy	Harrington	DE	19952
Mitchell Alan & John						
SM07-129.17-01-32.00	Godwin	Omar Godwin, Jr.	66 Denny Circle	Newark	DE	19702
SM07-129.00-01-5.00	Welch	Stephen R.	3548 Barratts Chapel Road	Frederica	DE	19946
SM07-129.00-01-4.00	Pandel	Brent E. & Paulena	924 Turkey Point Road	Felton	DE	19943
SM07-128.19-02-3.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-4.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-5.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-6.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-7.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-8.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-9.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-10.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-11.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-12.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-13.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-14.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-15.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-16.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-17.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-18.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-19.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-20.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-22.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-23.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-24.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-25.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-26.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-27.00	Heritage Homes, Inc.		111 Cattle Drive	Felton	DE	19943

(formerly SM00-
129.00-01-55.00)

SM07-128.19-02-28.00	Heritage Homes, Inc.	111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-29.00	Heritage Homes, Inc.	111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-30.00	Heritage Homes, Inc.	111 Cattle Drive	Felton	DE	19943
SM07-128.19-02-31.00	Heritage Homes, Inc.	111 Cattle Drive	Felton	DE	19943

Attachment 4

MAPS

SEE

ORIGINALS

IN DOCKET

Attachment 5

TIDEWATER UTILITIES, INC.

"Southern Delaware's Premier Water Company Since 1964"

May 8, 2008

Public Service Commission
861 Silver Lake Boulevard
Cannon Building, Suite 100
Dover, DE 19904

MAY 12 2008

RE: CPCN Abandonment Parcels, Town of Felton

- Pandel: SM-00-129.00-01-21.00-000
- Welch: SM-00-129.00-01-21.02-000
- Donovan: SM-00-129.00-01-27.00-000
- Godwin: SM-00-129.00-01-55.00-000

Dear Commissioners:

This letter is to serve as official notice that Tidewater Utilities, Inc. (TUI) intends to abandon its Certificate of Public Convenience and Necessity (CPCN), with all rights and obligations under current law, for the current tax parcels or the former tax parcel numbers SM-00-129.00-01-21.00-000 (also known as the Pandel Property), SM-00-129.00-01-21.02 (also known as the Welch Property), SM-00-129.00-01-27.00-000 (also known as the Donovan Property) and SM-00-129.00-01-55.00-000 (also known as the Godwin Property). This abandonment is contingent upon the Public Service Commission's approval of a CPCN application submitted by the Town of Felton for the above parcels. If the Town of Felton does not submit an application for the above referenced parcels or the Public Service Commission does not approve such application, TUI wishes to retain the CPCN for the above referenced parcels.

If you should require any additional information, please feel free to contact me at 302-734-7500, ext. 1062

Sincerely,



Gerard L. Esposito
President

cc: Kevin Neilson, Public Service Commission

Scott Adkisson, Davis, Bowen & Friedel, Inc.
Rebecca Greene, Felton Town Manager, Town of Felton
Bruce E. Patrick, V.P. Engineering
Kirsten Higgins, Director of Water Planning and Development